

# ORIGINAL INTERVENTION



0000031389

## BEFORE THE ARIZONA CORPORATION COMMISSION

### COMMISSIONERS

JEFF HATCH-MILLER, Chairman  
MARC SPITZER  
WILLIAM A. MUNDELL  
MIKE GLEASON  
KRISTEN K. MAYES

AZ CORP COMMISSION  
DOCUMENT CONTROL

2005 SEP 21 P 1:20

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In the Matter of: )

Docket No. SW-20379A-050489

THE APPLICATION OF PERKINS MOUNTAIN )  
UTILITY COMPANY FOR 4 CERTIFICATES )  
OF CONVENIENCE AND NECESSITY )

*consolidated with*

<sup>80</sup>  
Docket Nos. W-20379A-050490

### APPLICATION TO INTERVENE

Pursuant to A.R.C. R14-3-105(B), Sports Entertainment, LLC ("Sports Entertainment") submits this application to intervene in the above-captioned consolidated matter. In support of this application, Sports Entertainment states as follows:

Sports Entertainment is incorporated under the laws of the State of Nevada, with its principal place of business at 806 Buchanan Boulevard, Suite 115-303, Boulder City, Nevada 89005.

Sports Entertainment owns 440 acres of raw land in the White Water Hills area of Mohave County, which is commonly described as Assessor's Parcel Number 317-36-051 (the "Subject Property"). In or about July 2004, Sports Entertainment granted Sagebrush Enterprises, Inc. an Option to Purchase 320 acres of the Subject Property (the "Option Property"). Sagebrush Enterprises, Inc. exercised its Option to Purchase the Option Property. Sports Entertainment's sale of the Option Property to Sagebrush is currently pending, with an anticipated closing in 2006.

1           Following the close of the sale of the Option Property to Sagebrush, Sports Entertainment  
2 will own only the remaining 120 acres of the Subject Property (the "SE Property").

3           On or about July 7, 2005, Perkins Mountain Utility Company ("Perkins Mountain") filed  
4 an application (the "Application") for a Certificate of Convenience and Necessity with this  
5 Commission, which sought to provide water and potable wastewater services to the Option  
6 Property, which is in their master planned community "The Villages at White Hills" in the White  
7 Hills area of Mohave County.

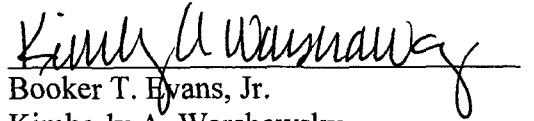
8           Although Perkins Mountain's Application sought to provide water and wastewater  
9 services to the Subject Property, it did not initially refer to the SE Property. Upon information  
10 and belief, Perkins Mountain amended the legal description of the area within which it seeks to  
11 provide wastewater and water services to include the SE Property on or about September 19,  
12 2005.

13           As the owner of the SE Property, Sports Entertainment has an interest in the water and  
14 wastewater services to be provided to the Subject Property, and in the issuance of a Certificate of  
15 Convenience and Necessity to provide such water and wastewater services. Sports Entertainment  
16 therefore has an interest in the resolution of the issues raised by Perkins Mountain's Application,  
17 and will be an active participant in this proceeding.  
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1 Sports Entertainment therefore respectfully applies to intervene in this proceeding.

2 Respectfully Submitted: September 27, 2005

3 GREENBERG TRAURIG, LLP

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12 ORIGINAL and 15 copies filed with the  
13 Arizona Corporation Commission  
14 this 27<sup>th</sup> day of September, 2005, to:

15 Docket Control  
16 1200 West Washington Street, Room 108+  
17 Phoenix, Arizona 85007

18 Copy hand-delivered this 27<sup>th</sup>  
19 day of September, 2005 to:

20 Ms. Amy Bjelland  
21 Administrative Law Judge  
22 Arizona Corporation Commission  
23 1220 West Washington Street  
24 Phoenix, Arizona 85007

25 Copy mailed this 27<sup>th</sup>  
26 day of September, 2005, addressed to:

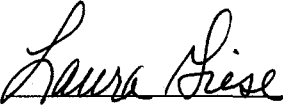
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